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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

LFP IP, LLC,

Plaintiff,

vs.

LEE KEITH BRETT,

Defendant.

Case No.: 2:16-cv-00166-FMO-RAO

**PLAINTIFF LFP IP, LLC'S
WITNESS LIST**

Final Status Conference: July 7, 2017

First Day of Trial: July 25, 2017

PLAINTIFF LFP IP, LLC'S WITNESS LIST

WITNESS LIST OF PLAINTIFF LFP IP, LLC

Plaintiff LFP IP, LLC submits the following list of witnesses that are expected to offer testimony in the above-entitled action:

1. Lee Keith Brett:

Description of Testimony:

Mr. Brett's expected testimony will relate to:

Defendant's use of the "American Hustler" mark; marketing and advertising of Defendant's products and services bearing the "American Hustler" mark; financial information relating to the sale and distribution of Defendant's products; Defendant's selection of the "American Hustler" mark; Defendant's "American Hustler" trademark application and the USPTO's rejection of the same; Defendant's "American Hustler" clothing designs; and the registration and use of "Americanhustlerclothing.com" domain and website.

Time estimate: 2.0 Hours of Direct Testimony

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1 **2. Larry C. Flynt**

2 **Description of Testimony:**

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4 Mr. Flynt's expected testimony will relate to:

5 The history and use of the HUSTLER® and HUSTLER HOLLYWOOD®
6
7 marks; the development of retail and apparel brands; the use and expansion of the
8 HUSTLER® brand.

9 **Time estimate:** 0.75 Hours of Direct Testimony

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12 **3. Philip Del Rio**

13 **Description of Testimony:**

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15 Mr. Del Rio's expected testimony will relate to:

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17 Plaintiff's use of the HUSTLER® mark on apparel; HUSTLER® and
18 HUSTLER HOLLYWOOD® trademark registrations; policing the HUSTLER®
19 mark; retail stores that feature the HUSTLER® mark and sell HUSTLER®
20 apparel items; financial information relating to HUSTLER® apparel and
21 merchandise; advertising and marketing of HUSTLER® merchandise; and
22 Defendant's t-shirts and his infringing use of "American Hustler."
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24 **Time estimate:** 1.5 Hours of Direct Testimony

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1 **4. Tina Ryoo**

2 **Description of Testimony:**

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4 Ms. Ryoo's expected testimony will relate to:

5 Plaintiff's use of the HUSTLER® mark on apparel and merchandise;
6
7 licensing of the HUSTLER® mark; HUSTLER® t-shirt designs; use of the
8 "Hardcore Since '74" slogan; and Defendant's t-shirts and his infringing use of
9 "American Hustler."
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11 **Time estimate:** 1.0 Hours of Direct Testimony
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14 **5. Tony Cochi***

15 **Description of Testimony:**

16 Plaintiff's use of the HUSTLER® mark as it relates to the Internet;
17
18 marketing of Plaintiff's products and services on the Internet.
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20 **Time estimate:** 0.5 Hours of Direct Testimony
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23 Those witnesses that Plaintiff may call if the need arises are marked with a
24 "*". Plaintiff reserves the right to supplement this list as the evidence in this
25 proceeding is developed and to introduce witnesses not named herein for the
26
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1 purpose(s) of rebuttal and/or impeachment. All of the witnesses listed, except for
2 Defendant Lee Keith Brett, may be contacted through Plaintiff's counsel.
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4 Dated: June 16, 2017

5 MARK S. HOFFMAN, A
6 PROFESSIONAL CORPORATION

7 LIPSITZ GREEN SCIME CAMBRIA LLP

8 By: /s/ Jonathan W. Brown
9 Jonathan W. Brown, Esq.
10 Attorneys for Plaintiff LFP IP, LLC
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